

PCT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Michael J. ELDER et al.

Serial No. 10/578,059

Filed: May 2, 2006

For ORGANOMETALLIC TRANSITION METAL)
COMPOUND, BISCYCLOPENTADIENYL)
LIGAND SYSTEM, CATALYST SYSTEM)
AND PROCESS FOR PREPARING)
POLYOLEFINS)

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- ☒ Postcard
- ☒ Transmittal Letter
- ☒ Letter Transmitting Missing Requirements (in duplicate) (2 pages)
- ☒ Petition for Extension of Time (in duplicate) (2 pages)
- ☒ Copy of Form PCT/DO/EO/905 (371 Formalities Notice) (2 pages)
- ☒ Copy of Declaration (2 pages)
- ☒ Form PTO/SB/80 – Power of Attorney (1 page)
- ☒ Form PTO/SB/96 – Statement under 37 CFR 3.73(b) (1 page)
- ☒ Assignment Cover Sheet (1 page)
- ☒ Copy of Assignment (3 pages)

Respectfully submitted,

MICHAEL J. ELDER ET AL.

By William R. Reid
William R. Reid
Registration No. 47,894
Attorney for Applicant

Basell USA Inc.
912 Appleton Road
Elkton, Maryland 21921
Date: June 7, 2007

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P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

LETTER TRANSMITTING MISSING REQUIREMENTS UNDER 35 USC 371

With reference to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed January 12, 2007, here is the **Declaration for Patent**, as well as an **Assignment** document for this case.

These documents relate to this application for which Form PTO-1390 was filed on May 2, 2006, and have been signed by the inventors whose names were given on the Application. Acceptance of this Declaration and Assignment and filing of the same is requested.


Please charge \$130 to Deposit Account No. 08-2336 to cover the surcharge required for late filing of the Declaration. For this purpose this letter is submitted in duplicate. Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-2336.

06/13/2007 RFREYL 00000132 082336 10578059

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Respectfully submitted,

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June 7, 2007

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on June 7, 2007.


Signature
June 7 2007
Date



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,059	Michael J Elder	09086-00234-US

23416
 CONNOLLY BOVE LODGE & HUTZ, LLP
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 WILMINGTON, DE 19899

INTERNATIONAL APPLICATION NO.	
PCT/EP04/12358	
I.A. FILING DATE	PRIORITY DATE
11/02/2004	11/04/2003

CONFIRMATION NO. 4770

371 FORMALITIES LETTER



OC000000021967124

Due: 3/12/07

Date Mailed: 01/12/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/02/2006
- Copy of the International Search Report filed on 05/02/2006
- Copy of IPE Report filed on 05/02/2006
- Preliminary Amendments filed on 05/02/2006
- Information Disclosure Statements filed on 05/02/2006
- Oath or Declaration filed on 05/02/2006
- Request for Immediate Examination filed on 05/02/2006
- U.S. Basic National Fees filed on 05/02/2006
- Priority Documents filed on 05/02/2006
- Power of Attorney filed on 05/02/2006
- Specification filed on 05/02/2006
- Claims filed on 05/02/2006
- Abstracts filed on 05/02/2006
- Drawings filed on 05/02/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - Declaration document appears to be a compilation of a number of separate declaration documents (the document includes one copy of the first page, and three copies of the second page). The

declaration is therefore unacceptable (See MPEP 201.03(II)(B): "Where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration.")

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/578,059	PCT/EP04/12358	09086-00234-US